

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

UNITED STATES OF AMERICA, EX
REL. MICHAEL N. SWETNAM, JR.,

Plaintiff,

VS.

VALLEY BAPTIST HEALTH
SYSTEM AND VALLEY BAPTIST
MEDICAL CENTER,

Defendants.

~~~~~

CASE NO. 1:08-CV-446

## JOINT STIPULATION OF DISMISSAL

TO THE HONORABLE JUDGE OF SAID COURT:

In accordance with Federal Rule of Civil Procedure 41, Plaintiff UNITED STATES OF AMERICA, EX RELATOR MICHAEL SWETNAM, JR., and Defendants VALLEY BAPTIST HEALTH SYSTEM and VALLEY BAPTIST MEDICAL CENTER, file this Joint Stipulation of Dismissal, and request that the Court dismiss all claims, counterclaims, defenses and allegations of any nature or kind whatsoever brought by any party in this litigation, with prejudice.

The United States joins this stipulation of dismissal, which shall be with prejudice as to the United States with respect to the conduct identified as the covered conduct in Section II, Paragraph E of the Settlement Agreement and without prejudice as to any and all other conduct and claims.

Respectfully submitted,

WATTS GUERRA LLP  
4 Dominion Drive  
Building 3 – Suite 100  
San Antonio, Texas 78257  
Telephone: 210.447.0500  
Fax: 210.447.0501

By: /s/ - Edward W. Allred  
Edward W. Allred  
State Bar No. 50511764  
Email: [eallred@wattsguerra.com](mailto:eallred@wattsguerra.com)

Francisco Guerra, IV.  
State Bar No. 00796684  
Email: [fguerra@wattsguerra.com](mailto:fguerra@wattsguerra.com)  
Mikal C. Watts  
State Bar No. 20981820  
Email: [mcwatts@wattsguerra.com](mailto:mcwatts@wattsguerra.com)

*And*

CHAVES, OBREGON & PERALES, L.L.P.  
Frost Bank Plaza  
802 N. Carancahua, Suite 2100  
Corpus Christi, Texas 78470  
Telephone: 361.884.5400  
Fax: 361.884.5401

Rene L. Obregon  
State Bar No.: 24005445

ATTORNEYS FOR PLAINTIFF

*And*

KENNETH MAGIDSON  
UNITED STATES ATTORNEY

By: /s/ - Andrew A. Bobb  
ANDREW A. BOBB  
Assistant United States Attorney  
SBOT No. 02530350  
1000 Louisiana, Suite #2300  
Houston, Texas 77002  
Telephone: 713.567.9766  
Fax: 713.718.3303  
Email: [Andrew.Bobb@usdoj.gov](mailto:Andrew.Bobb@usdoj.gov)

ATTORNEYS IN CHARGE FOR  
THE UNITED STATES OF AMERICA

*And*

BOYAR & MILLER PC  
4265 San Felipe, Suite 1200  
Houston, Texas 77027  
Telephone: 713.850.7766  
Fax: 713.552.1758

/s/ - Chris Hanslik  
Chris Hanslik  
State Bar No. 00793895  
Email: [chanslik@boyarmiller.com](mailto:chanslik@boyarmiller.com)

ATTORNEYS FOR DEFENDANTS

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing document was served on the following attorneys of record in accordance with the Federal Rules of Civil Procedure on this 1<sup>st</sup> day of July 2015:

Christopher Paul Hanslik  
Edgar Saldivar  
Matthew S. Veech  
BOYAR & MILLER PC  
4265 San Felipe, Suite 1200  
Houston, Texas 77027  
*Attorneys for Defendants*

*Via Electronic Filing*

Andrew A. Bobb  
Assistant United States Attorney  
Southern District of Texas  
P O Box 61129  
Houston, Texas 77208  
*Attorneys for The United States of America*

*Via Electronic Filing*

Jon Katz  
Joyce Branda  
Department of Justice – Civil Division  
Ben Franklin Station  
P O Box 261  
Washington, DC 20044  
*Attorneys for The United States of America*  
210.224.9991

*Via Electronic Filing*

/s/ - Edward W. Allred  
Edward W. Allred